



UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA, ) NO.: 08-2136M  
Plaintiff, ) ORDER OF DETENTION AFTER HEARING  
v. ) [Fed.R.Crim.P. 32.1(a) (6);  
RAUL DE LA GARZA, ) 18 U.S.C. 3143(a)]  
Defendant. )  
\_\_\_\_\_  
)

The defendant having been arrested in this District pursuant to a warrant issued by the United States District Court for the Eastern District of California for alleged violation(s) of the terms and conditions of his supervised release; and

The Court having conducted a detention hearing pursuant to Federal Rule of Criminal Procedure 32.1(a) (6) and 18 U.S.C. § 3143(a),

The Court finds that:

A. (X) The defendant has not met his burden of establishing by clear and convincing evidence that he is not likely to flee if released under 18 U.S.C. § 3142(b) or (c). This finding is

1 based on the fact that there are no known bail resources, and  
2 defendant has apparently used multiple aliases and Social  
3 Security numbers.

4 and

5 B. (X) The defendant has not met his burden of establishing by  
6 clear and convincing evidence that he is not likely to pose a  
7 danger to the safety of any other person or the community if  
8 released under 18 U.S.C. § 3142(b) or (c). This finding is  
9 based on defendant's three felony convictions, involving drugs  
10 and weapons offenses.

11 IT THEREFORE IS ORDERED that the defendant be detained pending  
12 the further revocation proceedings.

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14 DATED: September 5, 2008

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17 MARGARET A. NAGLE  
United States Magistrate Judge

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